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22 ***Counsel for Plaintiff***
23 ***and the Settlement Class***

24 **UNITED STATES DISTRICT COURT**
25 **SOUTHERN DISTRICT OF CALIFORNIA**

26 SHERRY HUNTER on behalf of herself, all
27 others similarly situated, and the general
28 public,

Plaintiff,

v.

NATURE'S WAY PRODUCTS, LLC and
SCHWABE NORTH AMERICA, INC,
Defendants.

Case No: 3:16-cv-00532-WQH-AGS

**NOTICE OF MOTION FOR FINAL
APPROVAL OF CLASS ACTION
SETTLEMENT AND FOR
ATTORNEYS' FEES, COSTS, AND
INCENTIVE AWARD**

Date: December 13, 2019
Time: 1:30 p.m.
Courtroom: 14B
Judge: Hon. William Q. Hayes

1 TO THE COURT, ALL PARTIES, AND THEIR ATTORNEYS OF RECORD:

2 PLEASE TAKE NOTICE THAT, on December 13, 2019 at 1:30 p.m., in Courtroom
3 14B of the James M. Carter and Judith N. Keep United States Courthouse, located at 333
4 West Broadway, San Diego, CA, 92101, or as soon thereafter as may be heard, plaintiff
5 Sherry Hunter, will, and hereby does, move for an Order

- 6 1. Certifying the Settlement Class;
- 7 2. Finally approving the Settlement as fair, reasonable, and adequate to the Class;
- 8 3. Directing the parties to undertake the obligations set forth in the Settlement
9 Agreement that arise out of the Court's final approval;
- 10 4. Awarding attorneys' fees and costs;
- 11 5. Awarding a Class Representative service;
- 12 6. Entering Judgment consistent with the concurrently-filed Proposed Order; and
- 13 7. Maintaining jurisdiction over this matter for purpose of enforcing the Judgment.

14 This motion is based upon the accompanying memorandum of points and authorities,
15 all papers and records on file in this matter, the concurrently-filed Declarations of Jack
16 Fitzgerald, Paul Joseph, Sherry Hunter, and Dana Boub, and all pleadings and proceedings
17 had to date, and any written or oral argument offered in support of or in opposition to this
18 motion.

19 Dated: November 15, 2019

Respectfully Submitted,

20 /s/ Paul K. Joseph

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